

KOBAYASHI, SUGITA & GODA

LEX R. SMITH 3485-0

THOMAS H. YEE 7344-0

First Hawaiian Center

999 Bishop Street, Suite 2600

Honolulu, Hawaii 96813

Telephone No. (808) 539-8700

Facsimile No. (808) 539-8799

Email: [lrs@ksglaw.com](mailto:lrs@ksglaw.com)

KIRKLAND & ELLIS, LLP

Michael E. Baumann (CA Bar No. 145830)

Damian D. Capozzola (CA Bar No. 186412)

R. Olivia Samad (CA Bar No. 228611)

777 South Figueroa Street

Los Angeles, CA 90017

Telephone No. (213) 680-8400

Facsimile No. (213) 680-8500

Email: [mbaumann@kirkland.com](mailto:mbaumann@kirkland.com)

Attorneys for Defendant

POST-CONFIRMATION TRUST

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF HAWAII

WAYNE BERRY, a Hawaii citizen;

Plaintiff,

vs.

HAWAIIAN EXPRESS SERVICE,  
INC., et al.,

Defendants.

) CIVIL NO. CV03-00385 SOM-LEK

) (Copyright)

)

) **NOTICE OF NON-HEARING**

) **MOTION**

)

) Non-Hearing

) Hon. Magistrate Leslie Kobayashi

) Trial Date: February 28, 2006

) Judgment Entered: March 9, 2006

)

)

**NOTICE OF NON-HEARING MOTION**

TO: Timothy J. Hogan, Esq.  
Lynch, Ichida, Thompson & Kim  
1132 Bishop Street, Suite 1405  
Honolulu, Hawaii 96813

Attorney for Plaintiff

LYLE HOSODA, ESQ.  
RAINA P. MEAD, ESQ.  
345 Queen Street, Suite 804  
Honolulu, HI 96813

Attorney for Defendants  
Mark Dillon, Teresa Noa, Melvin Ponce, Sonia Purdy,  
Justin Fukumoto, Alfreda Waiolama and Jacqueline  
Rio

NOTICE IS HEREBY GIVEN THAT DEFENDANT PCT has filed  
its MOTION FOR ATTORNEYS' FEES AND COSTS, with the above-  
entitled Court. Pursuant to LR 54.3 this motion will be considered by  
Magistrate Judge Leslie Kobayashi as a non-hearing motion.

DATED: Honolulu, Hawaii, March 23, 2006.

/s/ *Thomas H. Yee*

KOBAYASHI, SUGITA & GODA  
LEX R. SMITH (659-0)  
THOMAS H. YEE (7344-0)

KIRKLAND & ELLIS LLP  
MICHAEL E. BAUMANN  
DAMIAN D. CAPOZZOLA  
R. OLIVIA SAMAD  
Attorneys for Defendant PCT